IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO. 609 OF 2006
IN
NOTICE OF MOTION NO. 1827 OF 2006
IN
SUIT NO. 1581 OF 2006

Pradeep Surpur] .. Appellant (Ori.Def.No.1.)

Versus

1. Star India Pvt. Ltd. & 2 ors.] .. Respondents (Ori.Pltff. & Def Nos.2 & 3)

Mr. Milind Vasudeo with Mr. Harihar Bhave & Manisha Pant i/b Mr. Harihar Bhave for the appellant.

Mr. V.R. Dhond with Mr. S.P. Kadam i/b M/s. Kadam & Co. for respondent No.1.

Ms. Matesha Jain i/b Mr. K.K. Tated for respondent No.2.

Mr. C.U. Singh, senior counsel with Mr. Sanjay Udeshi i/b M/s. Sanjay Udeshi & Co. for respondent No.3.

CORAM: R.M. LODHA &
S.A. BOBDE, JJ.

DATED: 19TH AUGUST, 2006

P.C. :

. Mr. Milind Vasudeo, counsel for appellant, after seeking instructions from the appellant who is present in Court, submits that the appellant is not desirous of pressing this Appeal and that he may be permitted to withdraw the Appeal. The counsel, however, submits that time of four weeks' may be granted to the

appellant to deposit the amount as directed in the order dated 13th July, 2006.

2. In view of the submissions of the counsel for appellant, we dismiss the Appeal as withdrawn. However, time of four weeks' is granted to the appellant to deposit the amount of Rs.14,20,000/- + Rs.40,000/- (compensation for two months) within four weeks from today. In default, the plaintiff shall be entitled to remove the defendant No.1 from the subject premises and in that event, the order of status quo dated 17th January, 2006 shall not be an impediment.

Sd/-
[R.M. LODHA, J.]

Sd/-
[S.A. BOBDE, J.]